

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**JUXTACOMM TECHNOLOGIES, INC.**

**VS.**

**ASCENTIAL SOFTWARE CORP.**

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**CIVIL NO. 2:07CV00359 (LED)**

**MEDIATOR'S REPORT**

Pursuant to the Court's order mediation was reconvened among the Plaintiff and Defendant, Microsoft Corp. on August 6, 2009. All appropriate parties appeared and participated. Mediation has been suspended, with mediator involved settlement discussions continuing.

**CERTIFICATE OF SERVICE**

The mediator's report was served electronically in compliance with Local Rule CV-5(a) upon all known counsel of record via the Court's CM/ECF system, on the 7<sup>th</sup> day of August, 2009.

/s/ James W. Knowles

JAMES W. KNOWLES, MEDIATOR